



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (June 2004)

(Implements RCW 34.05.310)

Do **NOT** use for expedited rule making

Agency: Agriculture

Subject of possible rule making: WAC 16-302-170, 16-302-560, and 16-302-685

For seed that contains traits such as herbicide resistance, the Department is considering the verification of traits as criteria of seed certification.

Statutes authorizing the agency to adopt rules on this subject: RCW 15.49.310, 15.49.370 (1)(3)(4) and RCW 34.05

Reasons why rules on this subject may be needed and what they might accomplish: The Department has been requested by the Washington State Crop Improvement Association to amend seed certification standards to allow for trait verification as criteria for seed certification. This will allow for seed lots to only be certified if the seed is proven to contain the trait as described in the variety description.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:
None.

Process for developing new rule (check all that apply):

☐ Negotiated rule making

☐ Pilot rule making

☐ Agency study

☒ Other (describe) WSDA staff will develop the specific rule proposal. The proposed language and rule amendments will be presented to the WSCIA, BASF Chemical Company, the wheat seed industry, and WSU wheat seed breeders. The combination of input will formulate the process and final language.

How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:

(List names, addresses, telephone, fax numbers, and e-mail of persons to contact; describe meetings, other exchanges of information, etc.)

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DATE

December 2, 2009

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